

# **INDIANA BOARD OF PHARMACY**

**Indiana Professional Licensing Agency**  
Indiana Government Center South, Room W064  
402 W. Washington St.  
Indianapolis, IN 46204

## **MINUTES OF the January 14, 2013 Board Meeting**

### **I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

President and Presiding Officer Del Fanning called the meeting to order at 8:38 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum with 7 members present, in accordance with IC § 25-26-13-3.

#### **Board Members Present:**

Del T. Fanning, R.Ph., President  
Sara St. Angelo, PharmD., R.Ph., Vice President  
Winnie Landis, R.Ph., Member  
Donna S. Wall, PharmD., R.Ph., Member  
Lora N. R. Williams, JD, Member (*Consumer Member*)  
William J. Cover, R.Ph., Member  
Steven Anderson, R.Ph., Member

**Present At:** 8:38 a.m.

#### **Board Members Not In Attendance:**

#### **State Officials Present:**

Greg Pachmayr, Director, Indiana Professional Licensing Agency  
Amy Hall, Assistant Board Director, Indiana Professional Licensing Agency  
Deborah Frye, Compliance Director, Indiana Professional Licensing Agency  
Jackie Day, Litigation Specialist, Indiana Professional Licensing Agency  
Eric Percy, Compliance Officer, Indiana Professional Licensing Agency  
Zaneta Nunnally, Compliance Officer, Indiana Professional Licensing Agency  
Amy Phillips, Compliance Officer, Indiana Professional Licensing Agency  
Tim Thomas, Compliance Officer, Indiana Professional Licensing Agency  
Lorena Sipe, Compliance Officer, Indiana Professional Licensing Agency  
Gordon White, Board Advisory Counsel, Office of the Attorney General  
Darren R. Covington, Deputy Attorney General - Office of the Attorney General

### **II. ADOPTION OF THE AGENDA**

A motion was made by Member Cover and seconded by Member Landis to adopt the agenda.

**MOTION CARRIED: 6-0-0.**

### **III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING**

A motion was made by Member Cover and seconded by Vice President St. Angelo to approve the minutes from the previous meeting. **Motion Carried 6-0-0.**

#### **IV. FULL BOARD APPEARANCES**

A. Omnicell

Automated Dispensing System for long term care facilities. Ensures correct medication with bar-coding scanning system. Need to have a licensed pharmacist or pharmacy tech for stocking system and must have a return bin for all medication. Need a remote location license from the pharmacies. Want them to show their legal review in reference to compliance to Indiana Law. Forward Amy legal review documentation and Board will review at February meeting.

B. Medisca

Appeared in front of the Board in November. Tabled the application and refer renewal application to AG's office. Wanted to see what other states are doing for sanctions. Still 7 outstanding investigations. **Pursue** investigation on the renewal application from AG's office. Table new application. Cooperate with AG's office.

A motion was made by Member Anderson and seconded by Member Cover to **table the new application and refer the renewal application to AG's office.** The **Motion Carried 7-0-0.**

#### **V. STANDING COMMITTEE MEETINGS**

9:30 – 11:00 a.m.

##### **A. Administration and Licensing Committee (Room W064)**

The Administration and Licensing Committee met at 9:30 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

***Board Members Present:***

Donna Wall  
Lora Williams

***Staff Officials Present:***

Amy Hall  
Greg Pachmayr

***Personal Appearances – Individuals***

Name: Candace Hansen  
Application Type: technician application  
Reason for personal appearances: positive response  
Notes: approve

Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Jessica Soyster  
Application Type: technician application  
Reason for personal appearances: positive response.  
Notes: Approve on probation

Committee recommendation to full Board: Approve on Probation for 2 yrs.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve on probation**, the motion carried 6-0-0.

Name: Chasity Meyer  
Application Type: technician application  
Reason for personal appearances: positive response  
Notes: approve on probation

Committee recommendation to full Board: Approve on Probation for the duration of criminal probation. No appearances.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve on probation**, the motion carried 6-0-0

Name: Catherine Short

Application Type: technician application

Reason for personal appearances: positive response

Notes: approve

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Nichole Martin

Application Type: technician application

Reason for personal appearances: positive response

Notes: approve if criminal case is closed

Committee recommendation to full Board: Approve if documents submitted that shows the case is closed.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve upon submission of documentation stating the criminal case is closed**, the motion carried 6-0-0.

Name: Latoya Gilbert

Application Type: technician application

Reason for personal appearances: positive response

Notes: approve

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Raniya Hamza

Application Type: MPJE retake

Reason for personal appearances: Needs to take MPJE for third time

Notes: approve

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

### ***Applications***

#### ***Individual Applications***

Name: Wendy Stephens

Application Type: technician application

Reason for Application Review: positive response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: Danielle Archer

Application Type: technician application

Reason for Application Review: positive response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Dylon Gregg

Application Type: intern application

Reason for Application Review: positive response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Timothy Boss

Application Type: pharmacist application

Prepared by Greg Pachmayr and Board of Pharmacy Staff  
Indiana Board of Pharmacy

Reason for Application Review: positive response  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Alycia Love  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: Thien Chi Tran  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: Clinesha E' Joi Springfield  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Jonathan Kanema  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Megan Boone  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: Desirae McClendon  
Application Type: technician application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: David Okorie  
Application Type: intern application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **request a personal appearance**, the motion carried 6-0-0.

Name: Patrick Carr  
Application Type: pharmacist renewal application  
Reason for Application Review: positive response  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Name: Kim Ewell Lindlay  
Application Type: pharmacist application  
Reason for Application Review: special accommodations  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by President Fanning and seconded by Member Wall to **approve**, the motion carried 6-0-0.

### ***Continuing Education Applications***

Applicant name: Megan R. Burns  
CE title: Hyperosmolar therapy for management of traumatic brain injury  
Location: Parkview Regional Medical Pharmacy Center  
Speaker/Presenter: Parkview Regional Medical Pharmacy Dept  
Date: 11/28/2012  
Number of CE hours: .5  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Sara Quick  
CE title: Introduction to Home Infusion  
Location: Guest House Ft. Wayne  
Speaker/Presenter: NEIPA  
Date: 12/1/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Surilda Clark-Sturm  
CE title: Reducing abuse, misuse, diversion and inappropriate Emergency Department Utilization of Opioids  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Surilda Clark-Sturm  
CE title: Follow the Leader  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: The Leadership Development of Magnet Conference Attendees  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
Prepared by Greg Pachmayr and Board of Pharmacy Staff  
Indiana Board of Pharmacy

CE title: Improving Pain Care Quality in U.S. Hospitals: A Multifaceted Approach  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: Health Work Environment: Possibility or Pipe Dream?  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: MEDS(Medications, Explanations, Dosages, Side Effects): A Successful Strategy to Improve HCAHPS Medication Scores  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/11/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: Research + Nursing Shared Governance: The Perfect Combination  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/10/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: Opening Keynote-Stephen M.R. Covey  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/10/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny**, the motion carried **7-0-0**.

Applicant name: Surilda Clark -Sturm  
CE title: Dollars and Sense: Cost-Benefit Analysis of Shared Governance  
Location: National Magnet Conference  
Speaker/Presenter: Magnet Conference  
Date: 10/10/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Deny  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny**, the motion carried **7-0-0**.

Applicant name: Don Newman  
Prepared by Greg Pachmayr and Board of Pharmacy Staff  
Indiana Board of Pharmacy

CE title: Screening for Partner Violence Location  
Speaker/Presenter: Morton Plant Mease Hospital  
Date: 12/04/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Melanie Kuester  
CE title: LDL Treat to Target Controversy  
Speaker/Presenter: VA Medical Center  
Date: 11/7/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Danielle Ruddick  
CE title: Best Practices for Improved Awareness, Diagnosis and Treatment of HIV  
Speaker/Presenter: IU Health Ball Memorial Hospital  
Date: 11/28/2012  
Number of CE hours: 1  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Meredith Feschyn  
CE title: COPD  
Speaker/Presenter: CIAP  
Date: 12/12/2012  
Number of CE hours: 1.5  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **approve**, the motion carried **7-0-0**.

Applicant name: Jack A Klee  
CE title: Cuban Healthcare and Wellness: Integrative Perspectives  
Speaker/Presenter: Professional Education Society  
Date: 3/25-5/28/2012  
Number of CE hours: 16  
Notes: No objectives  
Committee recommendation to full Board: Table  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Vice President St. Angelo to **table**, the motion carried **7-0-0**.

**B. Compliance Committee (Conference Room 2)**

The Compliance Committee met at **9:30** a.m. in **Conference Room 2** of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

***Board Members Present:***

Bill Cover  
Sara St. Angelo

***Staff Officials Present:***

Deborah Frye  
Eric Percy  
Tim Thomas  
Zaneta Nunnally  
Amy Phillips  
Lorena Sipe

### **Facility Appearances**

Entity Name: Lutheran Community Home

Representative: John Solheim/Kelly Wells

Reason for Appearing: Remote application

Notes: Request updates regarding the reliability of machines, pilferage, error rates and quality assurance be provided periodically.

Committee recommendation to full Board: Approval pending an inspection.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **Approve**, the motion carried **6-0-0**.

### **Application Review**

Name: Point Click Care

Application Type: EDI Application

Reason for Application Review:

Notes: Tabled from December Meeting.

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice President St. Angelo to **approve**, the motion carried **6-0-0**.

Name: Omnicare

Application Type: EDI application

Notes: System is user intuitive/safety checks, approved in 37 states.

Committee recommendation to full Board: Approval for non-controlled substances only at this time.

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres, St. Angelo to **approve**, the motion carried **6-0-0**.

Name: Matrix

Application Type: EDI application

Committee recommendation to full Board: Request appearance

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres. St. Angelo to **Table**, the motion carried **6-0-0**.

Name: Safemeds Solutions, LLC dba Rx Remedies

Application Type: Non-Resident application

Notes: Not enough information provided

Committee recommendation to full Board: Request submission of compounding question ere

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres. St. Angelo to **Table**, the motion carried **6-0-0**.

Name: BriovaRx, LLC

Application Type: Non-Resident application

Notes: Not enough information provided

Committee recommendation to full Board: Request submission of compounding question ere

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres. St. Angelo to **Table**, the motion carried **6-0-0**.

Name: Curo Pharmacy

Application Type: Non-Resident application

Notes: Not enough information provided

Committee recommendation to full Board: Request submission of compounding question ere

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres. St. Angelo to **Table**, the motion carried **6-0-0**.

Name: Pharmaceutical Care Consultants of FL Inc. dba Skips Pharmacy

Application Type: Non-Resident application

Notes: Not enough information provided

Committee recommendation to full Board: Request submission of compounding question ere

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Vice Pres. St. Angelo to **Table**, the motion carried **6-0-0**.

Name: Pharmacy Specialists Compounding Pharmacy

Prepared by Greg Pachmayr and Board of Pharmacy Staff  
Indiana Board of Pharmacy

Application Type: Pharmacy Specialists Compounding Pharmacy Request  
Notes: requested waiver from non-resident pharmacy registration  
Committee recommendation to full Board: Deny waiver request  
After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **deny**, the motion carried **6-0-0**.

Name: Pharmacy Systems, Inc. Cactus Smart Sink  
Application Type: Pharmacy Systems, Inc. Cactus Smart Sink Request  
Reason for Application Review: New product  
Committee recommendation to full Board: Table and request full Board review  
After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **Table**, the motion carried **6-0-0**.

## **COMPLIANCE REPORTS**

### **Compliance Director Report**

Compliance Director Frye's delivered the compliance report orally to the Full Board.

### **Compliance Officer Reports**

Report from Compliance Officer Eric Percy:

- Compliance Officer Percy delivered his report to the committee orally.

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas delivered his report to the committee orally.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally delivered her report to the committee orally.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips delivered her report to the committee orally.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe delivered her report to the committee orally.

### **Probation Appearances Review**

Probationary appearances were conducted by the Compliance Officers in Room W064 of the Indiana Government Center South starting at 7:30 a.m.

- Compliance Officer Percy conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following probationary appearances:

Stephanie Muir  
Arthur Pasquinelli  
Daniel Rushton

#### **Motion Carried 6-0-0.**

- Compliance Officer Phillips conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following probationary appearances:

Gilbert Chavarria  
Robert Hudson

#### **Motion Carried 6-0-0.**

- Compliance Officer Nunally conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following appearances:

Jared Baker  
Donn Olson

**Motion Carried 6-0-0.**

- Compliance Officer Thomas conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following probationary appearances:

Dennis Flanagan  
Travis Kleingartner  
Louis Schmimenti

**Motion Carried 6-0-0.**

- Compliance Officer Sipe conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following probationary appearances:

Julie Coble  
Thomas Goodge  
Donovan Higgins

**Motion Carried 6-0-0**

- Compliance Director Frye conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Wall to approve the following probationary appearances:

Nicholas Meyers  
Jordon Nuger  
Donnielle Shead  
Wes Gillman

**Motion Carried 6-0-0.**

- The following individuals did not appear for their probationary appearances:

Dennis Mann

A motion was made by Member Cover and seconded by Member Wall to issue an Order to Show Cause, the

**Motion Carried 6-0-0.**

**C. INSPECT Committee (Quigley Conference Room)**

The INSPECT Committee met at 9:30 a.m. in the Quigley Conference Room, Room W072 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

***Board Members Present:***

Member Landis  
Member Anderson

***Staff Officials Present:***

Marty Allain  
Jackie Day  
Kara Gordon

***INSPECT Appearances***

Business name: Welfount Pharmacy  
Representative: Kelly Wells

Reason for personal appearances: Received three letters for not reporting to INSPECT.  
Notes: Is a long term care facility. Does have a few home patients and ALF patients. Tried to do automated reporting, but it failed. They were switching software and converting data which caused mistakes. They went back to a manual upload and made new policies and procedures to correct the failure to report.

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Anderson to **approve**, the motion carried **6-0-0**.

Business name: Pharmaneek

Representative: Raja Bhojaraj

Reason for personal appearances: Received three letters for not reporting to INSPECT.

Notes: They had some software changes. The new software was not incorporating the NABP or license number. Pharmacist was absent and they missed two weeks of reporting. They have involved another pharmacist to help submit reports. Want to set it up to submit reports twice a week on Monday and Friday.

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Anderson to **approve**, the motion carried **6-0-0**.

Business name: QOL Meds-Anderson

Representative: Amy Keller

Reason for personal appearances: Received three letters for not reporting to INSPECT.

Notes: Is a Health Center with other applications. First missed reporting in February. They were good until October where they were late again. Pharmacist was on Maternity Leave and there was a pharmacist helping. At the end of November they missed again. They have trained staff to submit the reports in the absence of the pharmacist and a safeguard. They set alarms on their phones for every Wednesday.

Steve Anderson recommended reporting twice a week.

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Anderson to **approve**, the motion carried **6-0-0**.

Business name: Eli Lily and Company Pharmacy

Representative: Karen

Reason for personal appearances: Received three letters for not reporting to INSPECT.

Notes: Is located at an Employee Health Clinic. They have made a log with a check off box for Mondays. Asked about getting a second user log-in. Just use same log-in and share. They are going to train staff to submit reports. Steve Anderson recommended submitting reports twice a week on Monday and Thursday.

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Anderson to **approve**, the motion carried **6-0-0**.

### ***INSPECT Reports***

#### ***INSPECT Director's Report***

Marty Allain delivered the INSPECT report orally to the full Board.

Request for de-identifiable data-PBSS/Brandeis. Provide information.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Anderson to **approve**, the motion carried **7-0-0**

### ***Controlled Substance Registration Applications***

Entity name: IU School of Medicine

Applicant: Jeffrey A. Kline

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried **6-0-0**.

Entity name: IU School of Medicine

Applicant: Darren M. Beam

Committee recommendation to full Board: Approve

Committee recommendation to full Board: Approve

Prepared by Greg Pachmayr and Board of Pharmacy Staff  
Indiana Board of Pharmacy

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried **6-0-0**.

Entity name: IU School of Medicine

Applicant: Debomoy K. Lahiri

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried **6-0-0**.

Entity name: South Bend Specialty Surgery

Applicant: Ralph Lantz

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried **6-0-0**.

## **VI. STANDING COMMITTEE DEBRIEFING/VOTE 11:00 a.m. (or following Standing Committee Meetings) (Room W064)**

## **VII. MISCELLANEOUS**

- A. Board Director Report
- B. Legislative Update

### **C. Old/New Business**

- A. Synthetic Drug Discussion

The Board found that the compounds in the proposed language were scheduled in other states, and that they should be scheduled via emergency rule.

A motion was made to **approve and promulgate the emergency rule** by Member Cover and seconded by Member Anderson. Motion Carried 7-0.

- B. CS Disposal Comments Discussion

The Board agreed to have the Director continue working on comments to the DEA's proposed rules on the return of controlled substances, and for the Director to work with the AG's Prescription Drug Task force Take Back Committee on developing similar comment language. A vote will be taken at the February meeting to approve the final comment language.

- C. FDA Meeting Discussion

The Board Members that attended the December 19, 2012 meeting with the FDA briefed the rest of the Board on the meeting.

- D. New Applications: Resident and Non-Resident application

Request out of state statute review.

A motion was made to **review out of state pharmacy statute** by Member Wall and seconded by Vice President St. Angelo.

Motion Carried 7-0.

Move forward with amended language for # 5.

A motion was made to **approve amended language** by Member Wall and seconded by Member Williams.

Motion Carried 7-0.

- E. Consumer Complaints: Non-resident Pharmacies

Submit consumer complaints for those non-resident pharmacies that did not respond to the Board's request.

A motion was made to **approve the consumer complaints** by Member Wall and seconded by Member Williams.

Motion Carried 7-0.

## **D. ADMINISTRATIVE HEARINGS**

**A. In the Matter of the Indiana Pharmacist License of Barbara Chew, R.Ph.**

<b>License No.</b>	26016031A
<b>Administrative Cause No.</b>	2008 IBP 0034
<b>Regarding</b>	Petition to Withdraw Probation
<b>Parties Present</b>	Barbara Chew (Tracer)
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	Mitchell Tracer Valerie
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Diversion of more than \$2,100 in prescriptions. Can petition to withdraw probation with a completed PRN contract: February 2013. Respondent submitted Exhibit A: supporting documentation.
<b>Board Action</b>	A motion was made by Member Williams and seconded by Member Wall to approve.
<b>Vote</b>	Motion Carried <u>6-0-1</u> .

**B. In the Matter of the Indiana Pharmacist License of Charles Lindstrom, R.Ph.**

<b>License No.</b>	26012389A
<b>Administrative Cause No.</b>	2006 IBP 0002
<b>Regarding</b>	Petition to Withdraw Probation
<b>Parties Present</b>	Charles Lindstrom
<b>Counsel Present</b>	Breanna Shrader Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Complaint filed in 2006. Was put on probation in July 2007 for diversion. Respondent submitted Exhibit A: Letter from Pharmacist in Charge at job.
<b>Board Action</b>	A motion was made by Member Wall and seconded by Member Williams to approve.
<b>Vote</b>	Motion Carried <u>7-0-0</u> .

**C. In the Matter of the Indiana Non-Resident Pharmacy Permit of Creative Pharmacy Services, Inc.**

<b>Permit No.</b>	64000495A
<b>Administrative Cause No.</b>	2008 IBP 0046
<b>Regarding</b>	Final Hearing

<b>Parties Present</b>	None
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Complaint filed in 2008.
<b>Board Action</b>	A motion was made by Member Cover and seconded by Member Williams to file a notice of proposed default.
<b>Vote</b>	Motion Carried <u>7-0-0</u> .

**D. In the Matter of the Indiana Pharmacy Technician Certification of Courtney Richardson, C.Ph.T.**

<b>Certification No.</b>	67009225A
<b>Administrative Cause No.</b>	2012 IBP 0057
<b>Regarding</b>	Final Hearing Continued
<b>Parties Present</b>	None
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Set final hearing for February. Continuance.
<b>Board Action</b>	A motion was made by Vice President St. Angelo and seconded by Member Wall to continue final hearing until February.
<b>Vote</b>	Motion Carried <u>7-0-0</u> .

**E. In the Matter of the Indiana Pharmacy Technician In-Training Permit of Crystal Burton, P.T.I.-T.**

<b>Permit No.</b>	99053847A
<b>Administrative Cause No.</b>	2012 IBP 0078
<b>Regarding</b>	Order to Show Cause
<b>Parties Present</b>	None
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> )

	Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	None
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Notice of proposed default. NPD
<b>Board Action</b>	A motion was made by Member Wall and seconded by Member Landis to file a notice of proposed default.
<b>Vote</b>	Motion Carried <u>7-0-0.</u>

#### **F. In the Matter of the Indiana Pharmacy Technician Certification of Lynda Maike, C.Ph.T.**

<b>Certification No.</b>	67001946A
<b>Administrative Cause No.</b>	2013 IBP 0001
<b>Regarding</b>	Summary Suspension Petition
<b>Parties Present</b>	None
<b>Counsel Present</b>	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
<b>Participating Board Members</b>	Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member ( <i>Consumer Member</i> ) Steve Anderson, Member
<b>Witnesses for the Petitioner</b>	Keith Gregory- CVS Manager
<b>Witnesses for the State</b>	None
<b>Case Summary</b>	Respondents employment was terminated because of diversion and trafficking. Greeting card was intercepted with drugs taped to the inside and Miami correctional facility. It was addressed to her son's bunk mate. Phone calls were also intercepted discussing the whereabouts of the drugs.
<b>Board Action</b>	A motion was made by Member Wall and seconded by Member Williams to approve.
<b>Vote</b>	Motion Carried <u>7-0-0.</u>

### **VII. FINAL NOTES PRIOR TO ADJOURNMENT**

A motion was made by Member Wall and Seconded by Member Landis to elect Sara St. Angelo as Board President. The motion carried 6-0-0.

A motion was made by Member Wall and Seconded by Sara St. Angelo to elect Steve Anderson as Board Vice President. The motion carried 6-0-0.

### **VIII. ADJOURNMENT**

President Fanning adjourned the meeting at approximately 4:25 p.m.

#### **Next Scheduled Meeting:**

Monday, February 11, 2013  
Indiana Government Center South  
Room W064 of the Indiana Professional Licensing Agency